



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Blue, Jeffrey T.

Art Unit: 1648

Serial No.: 10/030,378

Case No.: 20455P

Filed: November 9, 2001

Examiner: Le, Emily M.

For: DETECTION OF VIRAL STABILITY

Commission for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

NOTICE OF APPEAL

Sir:

Applicant hereby appeals to the Board of Appeals from the office action dated February 22, 2006 rejecting claims 1-8 and 18-25. No additional fees are believed due based on the prior payment of the Notice of Appeal fee for the present application.

A Notice of Appeal and authorization to charge Deposit Account No. 13-2755 was previously mailed October 5, 2004. Since the filing of the October 5, 2004 Notice of Appeal and fee authorization, the patent office has twice reopened prosecution (once to issue a final rejection directed to a couple of claims inadvertently not addressed in a prior office action, and once in response to an Appeal Brief filed May 4, 2005).

37 C.F.R. 1.8 Certificate of Mailing

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents P.O. Box 1450 Alexandria VA 22313-1450, on the date appearing below.

MERCK & CO., INC.

By

Date May 22, 2006

Sheldon O. Heber

If any fees are due, in connection with the Notice of Appeal for the present application, please charge Deposit Account No. 13-2755 the appropriate amount.

Respectfully submitted,

By Sheldon O. Heber
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